IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UNITED S	STATES OF AMERICA,) 0.46M 1404
	Plaintiff,	8:16MJ101
vs.	:	DETENTION ORDER
WILLIAM H. RICH,		
	Defendant.	
After of Act on	For Detention conducting a detention hearing purs April 6, 2016, the Court orders the U.S.C. § 3142(e) and (i).	suant to 18 U.S.C. § 3142(f) of the Bail Reform e above-named defendant detained pursuant
	conditions will reasonably assure By clear and convincing evidence	
The C contai	ned in the Pretrial Services Repor (1) Nature and circumstances of X (a) The crime: the use of persuade, induce, and violation of 18 U.S.C. years imprisonment at X (b) The offense is a crime (c) The offense involves at (d) The offense involves at	the offense charged: an interstate commerce facility to attempt to l entice a minor to engage in sexual activity in § 2422(b) carries a minimum sentence of ten nd a maximum of life imprisonment. of violence - See 18 U.S.C. § 3156(a)(4)(B). a narcotic drug. large amount of controlled substances, to wit:
X	may affect wh The defendar X The defendar The defendar The defendar The defendar ties. Past conduct The defendar Tourt proceed	nt appears to have a mental condition which nether the defendant will appear. In the no family ties in the area. In that no steady employment. In that no substantial financial resources. In the not a long time resident of the community. In the defendant: In the defendant of the defendant of the defendant: In the defendant of t

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			Release pending trial, sentence, appeal or completion of sentence.
		(c)	Other Factors:
			The defendant is an illegal alien and is subject to
			deportation The defendant is a legal alien and will be subject to
			deportation if convicted.
			The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:
Χ	(4)	The r	nature and seriousness of the danger posed by the defendant's
	(')	releas	se are as follows: The nature of the charges in the Indictment.
V	<i>(</i> 5)	Dobus	ttable Presumptions
<u>X</u>	(5)		ttable Presumptions ermining that the defendant should be detained, the Court also relied
		on the	following rebuttable presumption(s) contained in 18 U.S.C. § 3142(e)
	V		the Court finds the defendant has not rebutted:
-		(a)	That no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety
			of any other person and the community because the Court finds that
			the crime involves:
			X (1) A crime of violence - See 18 U.S.C. § 3156(a)(4)(B); or
			(2) An offense for which the maximum penalty is life imprisonment or death; or
			(3) A controlled substance violation which has a maximum
			penalty of 10 years or more; or
			(4) A felony after the defendant had been convicted of two
			or more prior offenses described in (1) through (3)
			above, <u>and</u> the defendant has a prior conviction for one of the crimes mentioned in (1) through (3) above which
			is less than five years old and which was committed
			while the defendant was on pretrial release.
-		_ (b)	That no condition or combination of conditions will reasonably
			assure the appearance of the defendant as required and the safety
			of the community because the Court finds that there is probable cause to believe:
			(1) That the defendant has committed a controlled
			substance violation which has a maximum penalty of
			10 years or more.
			(2) That the defendant has committed an offense under 18
			U.S.C. § 924(c) (uses or carries a firearm during and in relation to any crime of violence, including a crime of
			violence, which provides for an enhanced punishment
			if committed by the use of a deadly or dangerous
			weapon or device).

- D. Additional Directives
 Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:
 1. The defendant be committed to the custody of the Attorney General for
 confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
 - The defendant be afforded reasonable opportunity for private consultation with counsel; and

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3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: April 7, 2016.

BY THE COURT:

s/ Thomas D. Thalken United States Magistrate Judge